



GAIL FARBER, Director

## COUNTY OF LOS ANGELES DEPARTMENT OF PUBLIC WORKS

*"To Enrich Lives Through Effective and Caring Service"*

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ALHAMBRA, CALIFORNIA 91803-1331

<http://dpw.lacounty.gov>

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460


# ADOPTED

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

February 02, 2016

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

23 February 2, 2016

  
PATRICK OZAWA  
ACTING EXECUTIVE OFFICER

Dear Supervisors:

**RESOLUTION OF SUMMARY VACATION  
PORTION OF LAS VIRGENES CANYON ROAD EAST OF LAS VIRGENES ROAD  
IN THE UNINCORPORATED COMMUNITY OF CALABASAS  
(SUPERVISORIAL DISTRICT 3)  
(3 VOTES)**

**SUBJECT**

This action involves the proposed vacation of a portion of Las Virgenes Canyon Road, east of Las Virgenes Road, in the unincorporated community of Calabasas, which is no longer needed for public use.

**IT IS RECOMMENDED THAT THE BOARD:**

1. Find this action categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that the easement for public road and highway purposes on a portion of Las Virgenes Canyon Road, east of Las Virgenes Road, in the unincorporated community of Calabasas has been determined to be excess and not required for street or highway purposes and that it may, therefore, be vacated, pursuant to Section 8334(a) of the California Streets and Highways Code.
3. Find that the easement for public road and highway purposes on a portion of Las Virgenes Canyon Road, east of Las Virgenes Road, in the unincorporated community of Calabasas is not useful as a nonmotorized transportation facility, as required by Section 892 of the California Streets and Highways Code.

4. Adopt the Resolution of Summary Vacation, pursuant to Section 8335 of the California Streets and Highways Code.

5. Upon approval, authorize the Director of Public Works or her designee to record the certified original resolution with the office of the Registrar-Recorder/County Clerk of the County of Los Angeles.

#### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended actions is to find that the project is categorically exempt from the California Environmental Quality Act (CEQA) and allow the County of Los Angeles to vacate the easement for public road and highway purposes on a portion of Las Virgenes Canyon Road, east of Las Virgenes Road (Easement), in the unincorporated community of Calabasas since the Easement no longer serves the purpose for which it was dedicated and is not required for public use. The vacation will then result in the property being unencumbered of the excess easement, thereby allowing for improvements to the property.

#### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provision of Operational Effectiveness/Fiscal Sustainability (Goal 1). The vacation of the Easement will result in added revenue through assessment and taxation and reduce the County's exposure to potential liability.

#### **FISCAL IMPACT/FINANCING**

There will be no impact to the County General Fund.

#### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The area to be vacated contains approximately 7,315 square feet and is as shown on the map attached to the enclosed Resolution of Summary Vacation.

The County's interest in the Easement was acquired per Deed recorded in Book 3789, page 214, recorded on May 10, 1929, of Official Records, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles as an easement for public road and highway purposes.

Mr. Steve Wisemen, on behalf of Anglin Classics, LLC, the underlying property owner, requested the vacation of the Easement to enhance security access to MUSE Early Childhood Education and Elementary School, which is situated within the property. The vacation will allow for the installation of a private gate to better control vehicular access to and from the school.

The California Streets and Highways Code Section 8334(a) provides that the legislative body of a local agency may summarily vacate any excess right of way of a street or highway not required for street or highway purposes.

The California Streets and Highways Code Section 892(a) provides that rights of way established for other purposes by cities, counties, and local agencies shall not be abandoned unless the governing body determines that rights of way or parts thereof are not useful as a nonmotorized transportation

facility. A nonmotorized transportation facility is defined in Section 887 of the California Streets and Highways Code as a facility designed primarily for the use of pedestrians, bicyclists, or equestrians.

Las Virgenes Municipal Water District and the Southern California Gas Company have existing utilities within the proposed vacation area. However, both were granted easement rights by the underlying property owner for their facilities and do not require a reservation of easements.

Adoption of the enclosed resolution and the subsequent recordation will terminate the County's rights and interest in the Easement and will result in the property being unencumbered by the Easement and available to the property owner for use without restriction of the Easement.

### **ENVIRONMENTAL DOCUMENTATION**

This action is categorically exempt from the provisions of CEQA, as specified in Sections 15305 and 15321 of the CEQA Guidelines, which state that the class of projects consisting of minor alterations in land use, limitations, and actions to revoke entitlement for use, issued and adopted by the regulatory agency, have been determined not to have a significant effect on the environment.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

This action will allow for additional property taxes through the vacation of the Easement.

### **CONCLUSION**

Please return one adopted copy of this letter and one original and one copy of the resolution to the Department of Public Works, Survey/Mapping & Property Management Division, together with a copy of the Board's minute order. Retain one original resolution for your files.

Respectfully submitted,



GAIL FARBER

Director

GS:SGS:tw

Enclosures

c: Auditor-Controller (Accounting Division—Asset Management)  
Chief Executive Office (Rochelle Goff)  
County Counsel  
Executive Office

**RESOLUTION OF SUMMARY VACATION  
PORTION OF LAS VIRGENES CANYON ROAD, EAST OF LAS VIRGENES ROAD**

THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES  
HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

1. The County of Los Angeles is the holder of an easement for public road and highway purposes (hereinafter referred to as the Easement) in, over, and across the real property as legally described in Exhibit A and depicted on Exhibit B, both attached hereto. The Easement, east of Las Virgenes Road, is located in the unincorporated community of Calabasas, in the County of Los Angeles, State of California.
2. The Easement has been determined to be excess and not required for public street or highway purposes.
3. The Easement is not useful as a nonmotorized transportation facility as defined in Section 887 of the California Streets and Highways Code.
4. The Easement is hereby vacated pursuant to Chapter 4, Part 3, Division 9, of the California Streets and Highways Code, commencing with Section 8330.
5. The Director of Public Works or her designee is authorized to record the certified original resolution in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, at which time the Easement will be terminated.
6. From and after the date this resolution is recorded, the Easement will no longer constitute a street, highway, or public service easement.

The foregoing resolution was on the 2nd day of February 2016 adopted by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts for which said Board so acts.

APPROVED AS TO FORM:

MARY C. WICKHAM  
County Counsel



PATRICK OGAWA  
Acting Executive Officer of the  
Board of Supervisors of the  
County of Los Angeles

By

  
Deputy

By

  
Deputy

PH:tw

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## EXHIBIT A

Project Name: Las Virgenes Canyon Road  
East of Las Virgenes Road  
**LAS VIRGENES CANYON ROAD 1-1VAC**  
A.I.N. 4455-035-003 and 004  
T.G. 588-G6  
I.M. 144-057  
Third District  
M1388106

### LEGAL DESCRIPTION

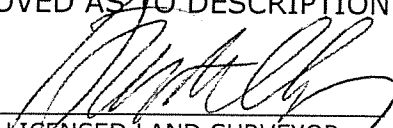
**PARCEL NO. 1-1VAC** (Vacation of public road and highway easement):

That certain 40-foot-wide strip of land lying within Lots 1 and 2 and Las Virgenes Road, as shown on map recorded in Book 116, page 100, of Maps, in the office of the Registrar-Recorder/County Clerk of said County, described in deed to the County of Los Angeles, recorded on May 10, 1929, as Document No. 1777, in Book 3789, page 214, of Official Records, in the office of said Registrar-Recorder/County Clerk.

Excepting therefrom that portion lying northwesterly of the northwesterly boundary of that certain parcel of land described in deed to Anglin Classics, LLC, a California limited liability company, recorded as Document No. 20101034805, of said Official Records.

Containing: 7315± square feet



|                            |  |
|----------------------------|--|
| APPROVED AS TO DESCRIPTION |  |
| By                         |  |
|                            | LICENSED LAND SURVEYOR   |
|                            | Los Angeles County Department of Public Works  |
| Dated                      | DEC. 29, 2015  |

MULHOLLAND HWY

VIRGENES RD

LAS VIRGENES CANYON RD

SUBJECT LOCATION

VICINITY MAP  
NOT TO SCALE

Parcel No. 1-1 VAC  
Area to be vacated  
Area: 7315± SF.